

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re patent application of:                                  | )  |
|---|--|
| Inventor: Astrauskas  | )<br>) MMB Docket No. 1007-0565  |
| Application No.: 10/628,203                                   | ) Examiner: To be assigned   |
| Filed: July 28, 2003  | ) Group Art Unit: To be assigned   |
| For: Method and Apparatus for Communication in a High Speed M | Operating An Optical Receiver for Low Intensity Optical lode   |
|   | I hereby certify that this correspondence is being deposited with th<br>United States Postal Service with sufficient |
|   | postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450.                    |
|   | Alexandria, VA 22313-1450 on February 9, 2004  |
|   | (Date of Deposit)  |
|   | David M. Lockman   |
|   | Name of person mailing Document or Fee   |
|   | ( and Mark   |

February 9, 2004

Date of Signature

## SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Signature of person mailing Document or Fee

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.56, Applicants hereby disclose the following references, copies of which are enclosed, regarding the above-identified patent application.

## **Patent References**

| U.S. Patent No. | Issue Date        | Inventor       |
|-----------------|-------------------|----------------|
| 5,359,273       | October 25, 1994  | Flückiger      |
| 5,689,168       | November 18, 1997 | Bogwicz et al. |
| 5,870,035       | February 9, 1999  | Bjernulf       |

Commissioner for Patents February 9, 2004 Page 2 of 2

| Foreign Patent No. | <u>Date</u>       | Country       |
|--------------------|-------------------|---------------|
| EP 0 394 177       | October 24, 1990  | Europe        |
| EP 0 396 915       | November 14, 1990 | Europe        |
| EP 0 898 003       | February 24, 1999 | Europe        |
| 1 106 395          | May 10, 1961      | Germany       |
| 1 690 321          | May 13, 1971      | Germany       |
| DE 100 35 642      | December 13, 2001 | Germany       |
| GB 2 343 996       | May 24, 2000      | Great Britain |

The ten (10) above-identified documents were cited in International Search Reports (copies enclosed) related to two (2) PCT patent applications (i.e. International Application Nos. PCT/US03/01247 and PCT/US03/01227).

It is believed that no fees are due for the consideration of this Supplemental Information Disclosure Statement. However, the Commissioner is hereby authorized to charge any fee deficiency or to credit any overpayment to Deposit Account No. 13-0014, but not to include any payment of issue fees.

Respectfully Submitted,

MAGNOT, MOORE & BECK LLP

February 9, 2004 Maginot, Moore & Beck LLP Bank One Center Tower 111 Monument Circle, Suite 3000 Indianapolis, Indiana 46204-5115 (317) 638-2922 phone (317) 638-2139 facsimile

David M. Lockman Attorney for Applicant Registration No. 34,214

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| FORM PTO-1449  | MMB DOCKET NO. 1007-0565   | APPLICATION NO. 10/628,203     |  |  |
|--|----------------------------|--------------------------------|--|--|
| SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT |                            |                                |  |  |
| 10118  | APPLICANT: Astrauskas      |                                |  |  |
| FEB 1 2 2004 😇                                       | FILING DATE: July 28, 2003 | GROUP ART UNIT: To be assigned |  |  |
|  |                            |                                |  |  |
| TRADENMART   |                            |                                |  |  |

|  |               |       |                                       | U.S. PATENT                   | DOCUMENTS             |             |                       |              |
|--|---------------|-------|---------------------------------------|-------------------------------|-----------------------|-------------|-----------------------|--------------|
| EXAMINER<br>INITIAL  |               |       | UMENT<br>MBER                         | DATE                          | NAME                  | CLASS       | SUB-CLASS             | FILING DATE  |
|  | AA            | 5,35  | 9,273                                 | October 25, 1994              | Flückiger             |             |                       |              |
|  | AB            | 5,68  | 9,168                                 | November 18, 1997             | Bogwicz et al.        |             |                       |              |
|  | AC            | 5,87  | 0,035                                 | February 9, 1999              | Bjernulf              |             |                       |              |
|  | AD            |       |                                       |                               |                       |             |                       |              |
|  | AE            |       |                                       |                               |                       |             |                       |              |
|  | AF            |       |                                       |                               |                       |             |                       |              |
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|  | Al            |       |                                       |                               |                       |             |                       |              |
|  | AJ            |       |                                       |                               |                       |             |                       |              |
|  | AK            |       |                                       |                               |                       |             |                       |              |
| FOREIGN PATENT DOCUMENTS                                     |               |       |                                       |                               |                       |             |                       |              |
| EXAMINER<br>INITIAL  |               |       | UMENT<br>MBER                         | DATE                          | COUNTRY               | CLASS       | SUB-CLASS             | TRANSLATION  |
|  | AL            | EP (  | 394 177 ~                             | October 24, 1990              | Europe                |             |                       | Yes<br>No    |
|  | AM            | EP (  | EP 0 396 915 November 14, 1990 Europe |                               |                       |             |                       |              |
|  | AN            | EP (  | 898 003                               | February 24, 1999             | Europe                |             |                       | Yes<br>No    |
|  | AO            | 1 100 | 5 395                                 | May 10, 1961                  | Germany               |             |                       | Yes<br>No    |
|  | AP            | 1 690 | ) 321                                 | May 13, 1971                  | Germany               |             |                       | Yes<br>No    |
| OTHER (Including Author, Title, Date, Pertinent Pages, etc.) |               |       |                                       |                               |                       |             |                       |              |
|  | AQ            | 1     |                                       |                               |                       |             |                       |              |
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|  | AS            | 1     |                                       |                               |                       |             |                       |              |
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|--|----------------------------|--------------------------------|--|--|
| FORM PTO-1449 SECOND SUPPLEMENTAL INCORMATION DISCLOSURE STATEMENT | MMB DOCKET NO. 1007-0565   | APPLICATION NO. 10/628,203     |  |  |
| ETR 4.2 mg/ A  | APPLICANT: Astrauskas      |                                |  |  |
| FEB 1 2 2004 👼   | FILING DATE: July 28, 2003 | GROUP ART UNIT: To be assigned |  |  |
| PANCALA  | <u> </u>                   |                                |  |  |

|  | <del></del>  |                       |   | U.S. PATENT  | DOCUMENTS                                  | <u> </u>       |                      |             |  |
|--|--------------|-----------------------|---|--|--|----------------|----------------------|-------------|--|
| EXAMINER<br>INITIAL  |              |                       | DOCUMENT DATE NAME CLASS SUB-CLASS FILING DATE NUMBER |  |  |                |                      |             |  |
|  | ВА           |                       |   |  |  |                |                      |             |  |
|  | ВВ           |                       |   |  |  |                |                      |             |  |
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|  | BE           |                       |   |  |  |                |                      |             |  |
|  | BF           |                       |   |  |  |                |                      |             |  |
|  | BG           |                       |   |  |  |                |                      |             |  |
|  | ВН           |                       |   |  |  |                |                      |             |  |
|  | Bl           |                       |   |  |  |                |                      |             |  |
|  | BJ           |                       |   |  |  |                |                      |             |  |
|  | ВК           |                       |   |  |  |                |                      |             |  |
|  |              |                       |   | FOREIGN PATE   | NT DOCUMENTS                               |                |                      |             |  |
| EXAMINER<br>INITIAL  |              | DOC<br>NUM            | UMENT<br>BER  | DATE   | COUNTRY                                    | CLASS          | SUB-CLASS            | TRANSLATION |  |
|  | BL           | DE 1                  | 00 35 642   | December 13, 2001  | Germany                                    |                |                      | Yes<br>No   |  |
|  | ВМ           | GB 2                  | 343 996   | May 24, 2000   | Great Britain                              |                |                      | Yes<br>No   |  |
|  | BN           |                       |   |  |  |                |                      | Yes<br>No   |  |
|  | ВО           |                       |   |  |  |                |                      | Yes<br>No   |  |
|  | BP           |                       |   |  |  |                |                      | Yes<br>No   |  |
| OTHER (Including Author, Title, Date, Pertinent Pages, etc.) |              |                       |   |  |  |                |                      |             |  |
|  | BQ           | 2                     |   |  |  |                |                      |             |  |
|  | BR           | 2                     |   |  |  |                |                      |             |  |
|  | BS           | 2                     |   |  | · · · · · · · · · · · · · · · · · · ·      |                |                      |             |  |
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